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McDERMOTT, WILL & EMERY

July 12, 2001

BOX: NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

RE: Response to Notice to Filing Missing Parts

Applicant: Gustafson and Godil
Serial No: 09/900,753
Filed: 07/06/2001
Our File: 62545-024

Dear Sir/Madam:

Applicant herewith responds to the Notice to File Missing Parts mailed August 20, 2001 by submitting the following documents:

1. Copy of Notice to File Missing Parts;
2. Declaration for utility patent application
3. Declaration Claiming Small Entity Status;
4. Express Mail Label No. EL758220392;
5. Transmittal Letter; and
6. Return Postcard.

Very truly yours,

James E. Eakin
Reg. No. 27,874

JEE:bem
Enclosures

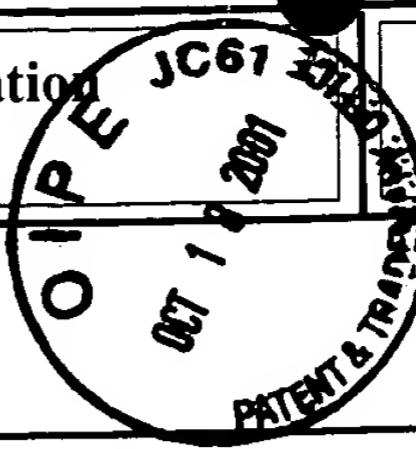
1-4-02

Sector 8

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.
62545-024

In Re Application Of: Eric Gustafson and Asif Godil



Serial No.
09/900,753

Filing Date
07/06/2001

Examiner
UNKNOWN

Group Art Unit
UNKNOWN

Invention: DYNAMIC GAIN AND CHANNEL EQUALIZERS

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

The fee of \$648.00 is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-0385
A duplicate copy of this sheet is enclosed.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-0385
A duplicate copy of this sheet is enclosed.

Signature

James E. Eakin
Reg. No.: 27,874

McDermott, Will & Emery
2700 Sand Hill Road
Menlo Park, CA 94025
(650)233-5500

CC:

Dated: 10-18-2001

I certify that this document and fee is being deposited on [redacted] with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Elena Quartermous

Signature of Person Mailing Correspondence

ELENA QUERTERMOUS

Typed or Printed Name of Person Mailing Correspondence



Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)

Docket No.
62545-024

In Re Application Of: Eric Gustafson and Asif Godil

Serial No.
09/900,753

Filing Date
07/06/2001

Examiner
UNKNOWN

Group Art Unit
UNKNOWN

Invention: DYNAMIC GAIN AND CHANNEL EQUALIZERS

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Attention: Manager, Application Branch

Completion of application fees as calculated below:

<input checked="" type="checkbox"/> Utility application filing fee	\$370.00
<input type="checkbox"/> Design application filing fee	
<input checked="" type="checkbox"/> Total number of independent claims = 4	\$42.00
<input checked="" type="checkbox"/> Total number of claims = 39	\$171.00
<input type="checkbox"/> Multiple dependent claims	
<input checked="" type="checkbox"/> Surcharge for late payment of filing fee and/or late filing of original declaration or oath	\$65.00
<input type="checkbox"/> Petition and fee for filing by other than all the inventors or a person not the inventor	
<input type="checkbox"/> Fee for processing an application filed with a non-English language specification	
<input type="checkbox"/> Fee for processing and retention of application	
Total completion of application fees	\$648.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

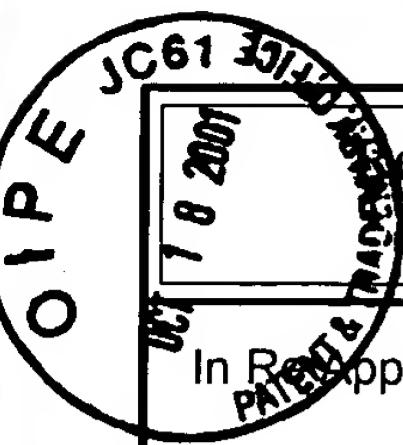
One month Two months Three months Four months Five months

from: _____
Date

until: _____
Date

Total time extension fees _____

Total fees due \$648.00



Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)

Docket No.
62545-024

In Re Application Of: Eric Gustafson and Asif Godil

Serial No.
09/900,753

Filing Date
07/06/2001

Examiner
UNKNOWN

Group Art Unit
UNKNOWN

Invention: DYNAMIC GAIN AND CHANNEL EQUALIZERS

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on

08/20/2001

Date

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). (REQUIRED)
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ONE verified small entity declaration(s)
 - is/are attached.
 - was/were filed on _____
- A separate request for refund.
- Other (list):

RETURN POSTCARD

RECEIVED



July 18 2001

UNITED STATES PATENT AND TRADEMARK OFFICE

WILSON SONSINI,
GOODRICH & ROSATI

LightConnect/21323-718
Page 1 of 1

#3
62545

024

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/900,753	07/06/2001	Eric Gustafson	21323-718

CONFIRMATION NO. 7183

FORMALITIES LETTER



OC00000006444713

Date Mailed: 08/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/09/2002 BABRAHA1 00000053 500385 09900753

FILED UNDER 37 CFR 1.53(b)

01 FC:201 370.00 CH
02 FC:205 65.00 CH
03 FC:203 171.00 CH
04 FC:202 42.00 CH

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$422.
 - \$342 for 19 total claims over 20.
 - \$80 for 1 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1262.**

*A copy of this notice **MUST** be returned with the reply.*

M
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) AND 1.27 (c)) - SMALL BUSINESS CONCERN**

Docket No.
62545-024

Serial No.
09/900,753

Filing Date
07/06/2001

Patent No.

Issue Date

Applicant/ Eric Gustafson and Asif Godil
Patentee:

Invention: **DYNAMIC GAIN AND CHANNEL EQUALIZERS**

I hereby declare that I am:

the owner of the small business concern identified below:
 an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: LightConnect, Inc.

ADDRESS OF CONCERN: 35445 Dumbarton Court, Newark, CA 94560

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the above identified invention described in:

the specification filed herewith with title as listed above.
 the application identified above.
 the patent identified above.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed on the next page and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- no such person, concern or organization exists.
- each such person, concern or organization is listed below.

FULL NAME _____

ADDRESS _____

Individual Small Business Concern Nonprofit Organization

FULL NAME _____

ADDRESS _____

Individual Small Business Concern Nonprofit Organization

FULL NAME _____

ADDRESS _____

Individual Small Business Concern Nonprofit Organization

FULL NAME _____

ADDRESS _____

Individual Small Business Concern Nonprofit Organization

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: PETER O. CLARK

TITLE OF PERSON SIGNING

OTHER THAN OWNER: PRESIDENT and CEO

ADDRESS OF PERSON SIGNING: 1880 Jackson St. #504

San Francisco, CA 94109

SIGNATURE:

DATE:

10/17/01